

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA	:	
	:	<u>ORDER</u>
- v. -	:	
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OLADAYO OLADOKUN, et al.,	:	20 Cr. 3 (KPF)
	:	
	:	
Defendants.	:	
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	X	

WHEREAS, the United States of America seeks to provide in unredacted form certain documents pursuant to Rule 16 of the Federal Rules of Criminal Procedure;

WHEREAS, some material that the Government seeks to provide contains sensitive information, including personal identifying information, related to specific individuals;

WHEREAS, the Government is willing, under the conditions set forth below, to produce such materials; and

WHEREAS, defendants Farouk Kukoyi, Henry Ogbuokiri, Joshua Hicks, Jamar Skeete, Paul Yaw Osei, Jr., Kowan Poole, Darrell Williams, and Daryl Bartley, by and through their respective attorneys, Eric Siegle, Esq., Mehdi Essmidi, Esq., John DeMaio, Esq., Mitchell Elman, Esq., Bradley Lamar Henry, Esq., Lloyd Epstein, Esq., Ezra Spilke, Esq., and Megan Benett, Esq., have agreed to the production of such materials under the

conditions set forth below;

IT IS HEREBY ORDERED that:

1. Any material reflecting sensitive personal identifying information (including, but not limited to, names, addresses, dates of birth, Social Security numbers, driver's license information, and telephone numbers) produced by the Government in this action is deemed "Confidential Information" and shall be so identified by the Government.

2. Confidential Information disclosed to the defendants or to their counsel during the course of proceedings in this action:

(a) Shall be used by the defendants and their counsel only for purposes of the defense of this action;

(b) Shall be maintained in a safe and secure manner solely by the defendants' counsel; shall not be possessed by the defendants, except in the presence of the defendants' counsel; and shall not be disclosed in any form by the defendants or their counsel except as set forth in paragraph 2(c) below;

(c) May be disclosed by the defendants or their counsel only to the following persons (hereinafter "Designated Persons"):

(i) investigative, secretarial, clerical, and paralegal student personnel, or any interpreter or translator, employed full-time or part-time by the defendants' counsel;

(ii) independent expert witnesses, investigators, or advisors retained by the defendants' counsel in connection with this action;

(iii) such other persons as hereafter may be authorized by the Court upon motion by the defendants; and

(d) Shall either be returned to the Government following the conclusion of the trial of the above-referenced action or upon the defendants' sentencing or upon the conclusion of any appeals, or maintained by defendants' counsel as required by counsel's duties and responsibilities as counsel, as the case may be, provided that defendants' counsel maintain the Confidential Information in accordance with Paragraph 2(b).

3. The defendants and their counsel shall provide a copy of this Order to Designated Persons to whom they disclose Confidential Information pursuant to paragraph 2(c). Prior to disclosure of Confidential Information to Designated Persons, pursuant to paragraph 2(c), any such Designated Person shall agree to be subject to the terms of this Order by signing a copy hereof and providing such copy to the Government and the defendants' counsel.

4. The provisions of this Order shall not be construed as preventing the disclosure of any information in any motion, hearing, trial, or sentencing proceeding held in connection with the above-referenced action or to any District

Judge or Magistrate Judge of this Court for purposes of the above-referenced action.

5. With respect to Confidential Information, any filings with any court shall be governed by Rule 49.1 of the Federal Rules of Criminal Procedure.

6. The provisions of this order shall not terminate at the conclusion of this criminal prosecution and the Court will retain jurisdiction to enforce this Order following termination of the case.

Dated: New York, New York  
February 3, 2020

SO ORDERED:



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THE HONORABLE KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF NEW YORK